

**UNITED STATES DISTRICT COURT
FOR THE WESTERN DISTRICT OF WISCONSIN**

PROMEGA CORPORATION, ET AL.

Plaintiff,

vs.

LIFE TECHNOLOGIES CORPORATION,
INVITROGEN IP HOLDINGS, INC., AND
APPLIED BIOSYSTEMS, INC.,

Defendants.

Civil Action No. 10-CV-281

**RULE 50(b) MOTION FOR JUDGMENT AS A MATTER OF LAW REGARDING
MISCALCULATION OF LOST PROFITS AND ALTERNATIVE RULE 59(a) MOTION
FOR NEW TRIAL**

Defendants Life Technologies Corporation, Invitrogen IP Holdings, Inc., and Applied Biosystems, Inc. (collectively, "Life") hereby move the Court pursuant to Fed.R.Civ.P. 50(b) for Judgment as a Matter of Law Regarding Miscalculation of Lost Profits. Alternatively, Life requests a new trial pursuant to Fed.R.Civ.P. 59(a).

The bases for this Motion are fully set forth in the concurrently-filed Memorandum in Support.

DATED: March 22, 2012.

/s/ Kristine Edde Johnson

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